

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
3COM Case No. 3663.CS.US.P
(MBHB Case No. 01-393)

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In the application of:

Manny Powers

Serial No.: 09/863,509

Filed: May 23, 2001

For: SYSTEM AND METHOD FOR
ROUTING INFORMATION TO
MULTIPLE POINTS WITHIN AN
EMBEDDED ENVIRONMENT

AUG 16 2005

Examiner: Michael Young Won

Group Art Unit: 2155

Confirmation No: 9889

TRANSMITTAL LETTER

Via Facsimile (571) 273-8300
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In regard to the above identified application,

1. I am transmitting herewith the attached:
 - a) Statement of Substance of Interview
2. With respect to fees:
 - a) No fees are required; and
 - b) Please charge any underpayment or credit any overpayment to Deposit Account, No. 13-2490. A duplicate copy of this sheet is enclosed.
 - c)
3. CERTIFICATE UNDER 37 CFR 1.8(a). The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being transmitted to the USPTO facsimile number 571/273-8300, according to 37 CFR 1.6(d) addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, ATTN: Examiner Wong, on this 16th Day of August, 2005.

Respectfully submitted,



Richard A. Machonkin
Reg. No. 41,962

Date: August 16, 2005

McDonnell Boenken Hulbert & Berghoff LLP
300 South Wacker Drive
Chicago, IL 60606
(312) 611-2000

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STATEMENT OF SUBSTANCE OF INTERVIEW

Pursuant to 37 C.F.R. 1.133(b) Applicant presents this written statement regarding the substance of a telephonic interview conducted on August 8, 2005. The participants in the interview were Richard A. Machonkin, on behalf of Applicant, and Examiner Michael Young Won.

The claims discussed during the interview were claims 18-23. Specifically, Applicant's representative discussed the possibility of an Examiner's Amendment to cancel all pending claims, except for claims 18 and 20-23. No prior art was discussed during the interview. The principal thrust of Applicant's argument was that such Examiner's Amendment should lead to allowance of the application, given the statement in the Advisory Action mailed June 17, 2005

that claims 18-23 would be allowed. The Examiner agreed to provide Applicant's representative with an answer later that week regarding the proposed Examiner's Amendment.

Subsequently, on or about August 11, 2005, the Examiner informed Applicant's representative that the statement in the Advisory Action regarding claims 18-23 was in error. The Examiner indicated that the proposed Examiner's Amendment would not be made because claims 18-23 were not, in fact, allowable. Instead, the Examiner agreed to enter the amendments contained in Applicant's Response After Final and to issue a new, non-final Office Action before September 7, 2005.

Respectfully submitted,

**McDonnell Boehnen
Hulbert & Berghoff LLP**

Date: August 16, 2005

By: Richard A. Machonkin
Richard A. Machonkin
Reg. No. 41,962